
A BILL FOR AN ACT

RELATING TO FAMILY LEAVE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that Act 109, Session
2 Laws of Hawaii 2018, (Act 109) directed the legislative
3 reference bureau to conduct a sunrise analysis to impart the
4 legislative intent that the State must understand the impacts of
5 the establishment of a paid family leave program on industry,
6 consumers, employees, employers, and caregivers prior to
7 choosing a model or framework that will work best for Hawaii's
8 workforce. The intent of Act 109 was to lay the groundwork for
9 the establishment of a paid family leave framework that will
10 enable employees to access leave benefits during times when they
11 need to provide care for a family member. Act 109 also
12 authorized the legislative reference bureau to contract the
13 services of a consultant without regard to chapter 103D, Hawaii
14 Revised Statutes, and required the bureau to submit a report on
15 its findings and recommendations to the legislature by
16 September 1, 2019.



1 Upon the enactment of Act 109, the legislative reference
2 bureau proceeded to implement this legislative directive and
3 subsequently crafted and issued a request for proposals to
4 conduct the analysis. After the proposal submission deadline
5 occurred, the legislative reference bureau determined that, to
6 require that any work product produced by a contractor include
7 direct consultation with potentially affected state agencies and
8 to ensure the unbiased objectivity of the contracted work, it
9 was in the best interest of the State to cancel the original
10 request for proposals and issue a new, amended request for
11 proposals. The new request for proposals includes a specific
12 requirement that the selected contractor directly consult with
13 potentially affected state agencies. The new request for
14 proposals also requires that, if the contractor employs or
15 subcontracts any portion of the analysis to a person or entity
16 that has an interest in the recommendations or outcome of the
17 analysis, the contractor must explain how any appearance of
18 actual or perceived bias would be mitigated by the contractor.

19 Due to the cancelation of the original request for
20 proposals and the issuance of a new request for proposals, the
21 legislative reference bureau believes that it will be extremely



1 difficult, given the remaining timeframe and the bureau's
2 workload during session, for the bureau to sufficiently evaluate
3 and execute a contract and provide a selected contractor with
4 adequate time to conduct a thorough analysis by the September 1,
5 2019, submission deadline. Consequently, the legislative
6 reference bureau finds that, in order to ensure that the bureau
7 and any selected contractor are provided with adequate time to
8 produce a thorough and unbiased analysis as contemplated under
9 Act 109, additional time is required for the bureau to complete
10 the task assigned to it under Act 109.

11 The purpose of this Act is to extend the report submission
12 deadline established under Act 109 from September 1, 2019, to no
13 later than November 13, 2019.

14 SECTION 2. Act 109, Session Laws of Hawaii 2018, section
15 2, is amended by amending subsection (b) to read as follows:

16 "(b) The legislative reference bureau shall submit a
17 report of its findings and recommendations, including proposed
18 legislation, to the legislature no later than [~~September 1,~~
19 ~~2019-~~] November 13, 2019."



1 SECTION 3. Statutory material to be repealed is bracketed
2 and stricken. New statutory material is underscored.
3 SECTION 4. This Act shall take effect on July 1, 2050.



Report Title:

Family Leave; LRB; Sunrise Analysis; Report; Submission Deadline

Description:

Extends the deadline for the Legislative Reference Bureau to submit the sunrise analysis required by Act 109, Session Laws of Hawaii 2018, from 9/1/2019 to 11/13/2019. Effective 7/1/2050.
(SD2)

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